

9-28-03



PTO/SB/21 (08-00)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/618,288
	<b>Filing Date</b>	April 25, 2003
	<b>First Name and Inventor</b>	Thomas E. Barta, et al.
	<b>Group Art Unit</b>	Unknown
	<b>Examiner Name</b>	Unknown
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b> 00988/1/US (6794-000053/US)

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>FORM HDP-1449</b> <b>20 References</b> <b>Return Receipt Postcard</b>		
<table border="1"> <tr> <td>Remarks</td> <td></td> </tr> </table>			Remarks	
Remarks				

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David M. Gryte, PTO Reg. No. 41,809 Harness, Dickey & Pierce, P.L.C.
Signature	
Date	September 25, 2003

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450			
on this date: September 25, 2003			
Typed or printed name	David M. Gryte	Date	September 25, 2003
Signature			

EV 317349005 US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Thomas E. Barta, et al.  
Serial No: 10/618,288  
Filed: April 25, 2003  
For: Piperidinyl- and Piperazinyl- Sulfonylmethyl Hydroxamic Acids and  
Their Use as Protease Inhibitors  
Confirmation No: TBA  
Art Unit: TBA  
Examiner: TBA  
Attorney Ref: 00988/1/US  
HDP Ref: 6794-000053/US

September 25, 2003

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam/Sir:

To comply with 37 CFR §1.97 and §1.98, Applicants submit the enclosed Form PTO-1449 and copies of all documents listed on that form.

In accordance with MPEP §609 and §707.05(b), Applicants respectfully request that each document listed be given thorough consideration and that the Examiner cite each document of record in the prosecution history of the present application by initialing Form PTO-1449 next to each document. Applicants request such initialing even if the Examiner does not consider: (1) a listed document to be sufficiently pertinent to use in a rejection; (2) a document to be prior art for any reason; or (3) that the guidelines for citation have been fully complied with respecting a particular document. Applicants make this request so that each document becomes cited on the face of a patent issuing on the present application.

Applicants submit this Information Disclosure Statement in compliance with the duty to disclose information material to patentability under 37 CFR §1.5, but by listing such documents Applicants are not admitting that such documents are necessarily relevant or prior art. Applicants intend no representation that the listed documents represent the results of a complete search. Applicants anticipate that the Examiner, in the normal course of examination, will make an independent search consistent with 37 CFR §1.104(a) and §1.106(b) and, in the course of such

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Appl. No. 10/618,288  
Information Disclosure Statement  
September 25, 2003

search, will review for relevance every document listed on the attached form even if not initialed.

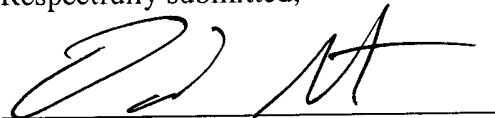
Applicants make no representation as to the accuracy of any translation provided with this Information Disclosure Statement.

Applicants request early and favorable consideration.

\* \* \* \* \*

Applicants believe that they do not owe any fee in connection with this Information Disclosure Statement. If, however, Applicants do owe any such fee(s), the Commissioner is hereby authorized to charge the fee(s) to Deposit Account No. **08-0750**. In addition, if there is ever any other fee deficiency or overpayment under 37 C.F.R. §1.16 or §1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. **08-0750**.

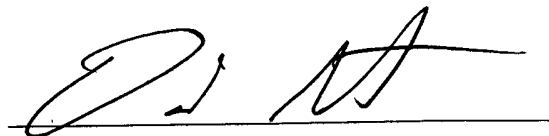
Respectfully submitted,



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CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

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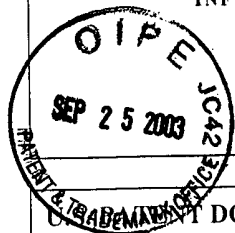


DMG/PML

FORM HDP-1449 (Based on Form PTO-1449)

PATENT AND TRADEMARK OFFICE  
INFORMATION DISCLOSURE CITATION  
(Use several sheets if necessary)

Sheet 1 of 2



ATTORNEY DOCKET NO.

SERIAL NO.

00988/1/US (6794-000053/US)

10/618,288

APPLICANT

Thomas E. Barta, et al.

FILING DATE

April 25, 2003

GROUP

Unknown

US PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate)
1.		4,595,700	6/17/86	Donald, et al.	514/616	
2.		5,451,676	9/19/95	Whittaker, et al.	546/118	
3.		5,472,978	12/5/95	Baker, et al.	514/443	
4.		5,475,138	12/12/95	Pal, et al.	564/342	
5.		5,932,595	8/3/99	Bender, et al.	514/317	
6.		5,998,412	12/7/99	Broka, et al.	514/250	
7.		5,599,994	2/4/97	Pal, et al.	564/355	
8.		6,013,649	1/11/00	Freskos, et al.	514/237.8	
9.		6,300,514	10/9/01	Takahashi, et al.	560/17	
10.		6,372,758 (including 9/5/01 Office action and 10/25/01 notice of allowance from corresponding Appl. No. 09/884,548)	4/16/02	DeCrescenzo, et al.	514/316	
11.		6,387,931 (withdrawn)	5/14/02	Dack, et al.	514/318	
12.		6,448,250 (including 9/5/01 Office action and 1/29/02 notice of allowance from corresponding Appl. No. 09/499,276)	9/10/02	DeCrescenzo, et al.	514/252	
13.		6,492,367 (including 7/5/02 notice of allowance from corresponding Appl. No. 10/084,713)	12/10/02	DeCrescenzo, et al.	514/252	
14.		6,495,568	12/17/02	Dack, et al.	514/318	
15.		U.S. Appl. No. 09/311,837		Barta, et al.		5/14/99
16.		Allowed U.S. Publ. No. 20030073718	4/17/03	Barta, et al.		11/21/01

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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FORM HDP-1449 (Based on Form PTO-1449)

PATENT AND TRADEMARK OFFICE  
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(Use several sheets if necessary)

Sheet 2 of 2

ATTORNEY DOCKET NO.

SERIAL NO.

00988/1/US (6794-000053/US)

10/618,288

APPLICANT

Thomas E. Barta, et al.

FILING DATE

GROUP

April 25, 2003

Unknown

17.		Allowed Appl. No. 10/142,737		Freskos, et al.		5/10/02
18.		U.S. Appl. No. 10/291,983		Freskos, et al.		11/12/02
19.		Appl. No. 10/262,622 (including pending independent claims, 12/19/02 Office action, and 7/22/03 Office action)		DeCrescenzo, et al.		9/30/02
20.		Allowed U.S. Publ. No. 20030171404	9/11/03	Barta, et al.		7/12/02

## FOREIGN PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes No	

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

Ref. Desig	Examiner's Initials	

Examiner:

Date Considered:

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